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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

IN RE WELLS FARGO MORTGAGE-
BACKED CERTIFICATES LITIGATION

Case No. C-09-1376 (SI)

**CONSOLIDATED CLASS ACTION
ECF**

**STATEMENT OF RECENT
DECISION**

Date: February 19, 2010
Time: 9 a.m.
Courtroom: 10, 19th Floor
Judge: Hon. Susan Illston

Pursuant to Civil L.R. 7-3(d), the Underwriter Defendants respectfully submit, as Exhibit A hereto, a true and correct copy of the January 28, 2010 transcript of oral argument, and ruling from the bench, on the motion to dismiss claims under Sections 11 and 12(a)(2) of the Securities Act of 1933 filed by the Defendants in the matter of *NECA-IBEW Health & Welfare Fund, et al. v. Goldman Sachs & Co., et al.* (No. 08-CV-10783) pending in the United States District Court for the Southern District of New York before the Honorable Miriam G. Cedarbaum. Judge Cedarbaum's ruling granting the motion to dismiss for lack of standing appears on pages 40-43 of the transcript. The ruling has relevance to the arguments made by the Underwriter Defendants in their moving papers (Doc. 160, at 4-9) and in their reply (Doc. 179, at 7-12).

Dated: February 2, 2010

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